



Ontario
Energy
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BY EMAIL

March 15, 2024

Ms. Nancy Marconi
Registrar
Ontario Energy Board
2300 Yonge Street, 27th Floor
Toronto, ON M4P 1E4
registrar@oeb.ca

Dear Ms. Marconi:

**Re: Ontario Energy Board (OEB) Staff Submission on Environmental Defence's
Proposed Evidence
Enbridge Gas Inc. East Gwillimbury Community Expansion Project
OEB File Number: EB-2023-0343**

On March 1, 2024, the OEB issued Procedural Order No. 1, which set out a schedule for Environmental Defence (ED) to file a letter providing a description and cost estimate of the evidence it proposes to file; submissions by parties regarding ED's proposed evidence; and ED's reply submission.

On March 8, 2024, ED filed a letter with the OEB requesting approval to file intervenor evidence similar to the evidence it proposed to file in other recent ongoing community expansion proceedings.¹ ED acknowledged that the OEB rejected its request to file the proposed evidence in those proceedings. However, ED stated that it was in the process of filing a motion to the OEB and an appeal to the Divisional Court with respect to the OEB's decisions that rejected ED's evidence requests.²

¹ EB-2022-0111 (Bobcaygeon Community Expansion Proceeding), EB-2023-0200 (Sandford Community Expansion Proceeding), EB-2023-0261 (Neustadt Community Expansion Proceeding) and EB-2023-0201 (Eganville Community Expansion Proceeding).

² On March 11, 2024, Environmental Defence filed a motion with the OEB for a review of the Decisions on Intervenor Evidence in proceedings EB-2022-0111, EB-2023-0200, EB-2023-0261 and EB-2023-0201, and related relief.

Pursuant to Procedural Order No. 1, OEB staff submits that the OEB should reject ED's request to file evidence in the current proceeding. The proposed ED evidence appears to be the same as the evidence that it sought approval to file in the above noted community expansion proceedings. OEB staff submits that the OEB should reject the request for the same reasons that it provided in its decisions with respect to ED's previous requests to file evidence.

Yours truly,

Arturo Lau
Case Manager

c: All Parties in EB-2023-0343